

Snell & WilmerL.L.P.
LAW OFFICESOne Arizona Center
Phoenix, Arizona 85004-2202
(602) 382-6000
Fax: (602) 382-6070
www.swlaw.com**RECEIVED
CENTRAL FAX CENTER****JUN 01 2005**

PHOENIX, ARIZONA

TUCSON, ARIZONA

IRVINE, CALIFORNIA

SALT LAKE CITY, UTAH

DENVER, COLORADO

LAS VEGAS, NEVADA

JUN - 4 16

FACSIMILE TRANSMISSION

DATE: June 1, 2005

TIME IN:
TIME OUT:

TO:

| Name | Fax Number | Phone Number |
|---|--------------|--------------|
| Examiner Gerald J. O'Connor U.S. Patent and Trademark Office | 703-872-9306 | |

FROM: Howard I. Sobelman

PHONE: 602-382-6228

RE: Serial No.: 10/076,337
Art Unit No.: 3627
Confirmation No.: 2479
Docket No.: 40655.3700

MESSAGE:

Please acknowledge receipt of this facsimile.

ORIGINAL DOCUMENT: Will not be sent

NUMBER OF PAGES (Including Cover):

8

CONFIRMATION NO.:

CLIENT MATTER NO.: 40655.3700

PLEASE RETURN TO: Deb M. 15s04

PERSONAL FAX: No

REQUESTOR:

Howard I. Sobelman DIRECT LINE: 602-382-6228

IF YOU HAVE NOT PROPERLY RECEIVED THIS TELECOPY, PLEASE CALL US AT (602) 382-6075.
OUR FACSIMILE NUMBER IS (602) 382-6070.

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS ATTORNEY PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE, AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

**RECEIVED
CENTRAL FAX CENTER****JUN 01 2005**

Certificate of Transmission under 37 CFR § 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office at (703) 872-9306 and is addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on:

Date: June 1, 2005By: *Luigi J. Massari***PATENT****IN THE UNITED STATES PATENT AND
TRADEMARK OFFICE**

| | | | |
|-------------|--|-------------------|---------------------|
| Applicants: | Robert Wilmes, et al. | Docket No.: | 40655.3700 |
| Serial No.: | 10/076,337 | Examiner: | O'Connor, Gerald J. |
| Filed: | February 15, 2002 | Group Art Unit: | 3627 |
| Title: | SYSTEM AND METHOD FOR DATA CAPTURE AND REPORTING | Confirmation No.: | 2479 |

AMENDMENT AND REPLY

Mail Stop Amendment
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Dear Commissioner:

In reply to the Office Action mailed on May 25, 2005, of which this Reply is filed within the one month shortened statutory period for reply, please consider the following amendments and remarks:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 7 of this paper.

AXP No.

Sobelmbh\PHX\1682143.1